

**CALL TO ORDER**

Mayor Severino opened the meeting at 7:00 p.m.

**“Sunshine Law” Announcement:** Adequate notice of this public meeting has been provided by the Annual Notice; mailed electronically to the Hunterdon Democrat and Courier News; posted on the public bulletin board and on file in the Municipal Clerk’s Office.

**FLAG SALUTE**

**ROLL CALL - Present:** Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek

Absent:

Others Present: J. Peter Jost, Esq., Ella Ruta, Township Clerk

**APPROVAL OF PRIOR MEETING MINUTES**

- a. Regular and Executive Meeting Minutes of February 17, 2010.

Mr. Mazza made a motion to approve the Regular and Executive Meeting Minutes of February 17, 2010. Mrs. Dziubek seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Abstain: Mr. Haynes. Motion carried.

- b. Special Budget Meeting Minutes of February 23, 2010.

Mrs. Dziubek made a motion to approve the Special Budget Meeting Minutes of February 23, 2010. Mr. Mazza seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Abstain: Mr. Haynes. Motion carried.

**VISITORS****REPORTS RECEIVED**

- a. Road Dept - Week Ending 02/12/10; 02/19/10.

Mr. Bischoff requested that Grace Brennan provide a comparison of last year to this year’s use and price of road salt.

- b. Tax Collector – February 2010

**CORRESPONDENCE/WRITTEN COMMUNICATIONS**

Mr. Bischoff mentioned the following correspondence:

- Mayors Fax Advisory re: Affordable Housing, COAH and Executive Order – Referred to suspension of the 2.5% non-residential development fee. Municipalities are under a March 30 deadline to request reimbursement for any funding returned to developers. Mr. Bischoff requested that Grace Brennan review for the impact to the Township.
- Mayors Fax Advisory re: Interest Arbitration Reform Sample Resolution – Atty. Jost gave a brief overview.

The following resolution introduced for adoption:

**RESOLUTION #2010-45  
UNION TOWNSHIP, HUNTERDON COUNTY  
URGING THE NEW JERSEY STATE LEGISLATURE TO  
REFORM INTEREST ARBITRATION**

**WHEREAS**, the interest arbitration process was intended to fairly and adequately give all due consideration to the interest and welfare of the taxpaying public and support local government aims by arriving at award decisions that are equitable to all involved parties, including municipalities and Police and Fire Department personnel; and

**WHEREAS**, the New Jersey Employer-Employee Relations Act, adopted in 1968, was amended in 1977 to provide for interest arbitration as the statutorily imposed terminal step in the collective bargaining process for police and fire personnel as defined by the Act; and

**WHEREAS**, the Police and Fire Interest Arbitration Reform Act (L.1995, c. 425) was signed into laws by Governor Christine Todd Whitman and became effective on January 10, 1996, and

**WHEREAS**, in 2005, the League of Municipalities' Arbitration Reform Committee suggested a number of legislative reforms to the Interest Arbitration Process among the changes proposed by the Reform Committee were that: (1) the Arbitrator may not award salary increases in excess of the expenditure cap (N.J.S.A. 40A:4-45 et seq.); (2) the Arbitrator's Award may provide for salary increases limited to the budget cap imposed by the state of New Jersey and/or any lawful adjustment adopted by the public employer; and (3) the Arbitrator's award may provide for salary increases limited to the percentage established by the State or the lawful adjustment adopted by the public employer, as may be appropriate, on a department line basis; and

**WHEREAS**, in 2007 the Police and Fire Interest Arbitration statute was amended to add a new ninth factor of the 4% Tax levy Cap which resulted in 4 of the 9 statutory factors in Interest Arbitration addresses the employer's fiscal situation; and

**WHEREAS**, municipalities are bound by strict fiscal controls embodied in the expenditure limit and tax levy caps and it is the norm rather than the exception for state approved arbitrators to award raises for police salaries at rates that exceed the annual caps; and

**WHEREAS**, binding arbitration awards in excess of the caps forces municipalities to cut other critically needed municipal services, in order to fund salary increases, compounded by pension increases, to police and fire personnel, and cost for police and fire services continue to spiral at an unacceptable rate; and

**WHEREAS**, the state approved interest binding arbitration process is inconsistent with the State cap laws and is unfair to municipalities attempting to control property taxes through fiscal responsibility; and

**WHEREAS**, interest arbitration should be reform to provide that the cost of living and the employer's ability to pay should be given greater weight and the total costs of the arbitrator's award, including steps and cost of living (COLA) increases, should not exceed the cost of living; and

**WHEREAS**, arbitrators should be required to evaluate and analyze the total cost of the salaries and benefits, including step increases, and must provide a detailed line item analysis and explanation of the costs in the award; and

**WHEREAS**, arbitrators must also evaluate and analyze the overall compensation received by the bargaining unit, including vacations, longevity, holidays, excused leave, medical and pension benefits; and

**WHEREAS**, arbitrators should be required to live in New Jersey and the process of selecting the arbitrators and the length of time the Arbitration process takes needs to be reviewed.

**NOW, THEREFORE, BE IT RESOLVED**, that the governing body of the Township of Union in the County of Hunterdon, State of New Jersey hereby urges the New Jersey State legislature to pass legislation containing substantial reforms to the binding arbitration process; and

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to the New Jersey State Senator Michael Doherty and Assemblyman John DiMaio and Assemblyman Erik C. Petersen the New Jersey State League of Municipalities and the Office of Governor Chris Christie.

Mr. Bischoff made a motion to adopt the above resolution. Mr. Mazza seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

- Fax Advisory re: Bill S-1352 OPRA Mandates. The Clerk will check with the League for a sample resolution.
- Letter NJ Dept. of Transportation re: Perryville Road, FY 2010 Municipal Aid Program. The Clerk will call the State to correct spelling of the Mayor's name.
- Hunterdon County Board of Chosen Freeholders re: Resolution in support of Gov. Christie to reduce State spending.

The following resolution was introduced for adoption:

**RESOLUTION #2010-46  
STATE OF NEW JERSEY  
UNION TOWNSHIP, HUNTERDON COUNTY  
RESOLUTION IN SUPPORT OF THE GOVERNOR TO  
REDUCE STATE SPENDING**

**WHEREAS**, Chris Christie was elected by the people of New Jersey as the 55<sup>th</sup> Governor of the State of New Jersey; and

**WHEREAS**, in the Governor's inaugural speech he spoke to the people of New Jersey stating "you voted for change and today change has arrived"; and

**WHEREAS**, in the same speech Governor Christie stated New Jersey has the largest budget deficit per person of any State, the highest tax rates in the nation, the highest unemployment rate in over 25 years and our people are suffering under the burden government has placed on them; and

**WHEREAS**, this change has been identified and prioritized in Governor's Christie's February 11, 2010 address to the Special Session of New Jersey Legislature "to reduce and reform New Jersey's habit of excessive government spending, to reduce taxes, to encourage job creation, to shrink the bloated government, and to fund our responsibilities on a pay-as-you-go basis and not leave them for future generations"; and

**WHEREAS**, the legislature has enacted laws, regulations, policies including but not limited to COAH, binding arbitration, contractual entitlements, mandated school funding and unfunded mandates which forces local, Counties, Municipalities and School Districts to tax it's citizens to perpetuate these legislative decisions benefiting special interest groups on the backs of the hardworking taxpayers of New Jersey; and

**WHEREAS**, Governor Christie has asked the legislature to “resist the traditional, selfish call to protect your own turf at the cost of our State; leave the corner, join the sacrifice, come to the center of the room voluntarily and be a part of the solution”.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township of Union is prepared to join the sacrifice, come to the center of the room and work with Governor Christie to move our State forward and lift the unnecessary burdens placed on the taxpayer; and urge all 566 municipalities, 21 Counties, 605 school districts and their legislative districts to join in this journey; and

**BE IT FURTHER RESOLVED**, that the success of this journey will only be possible with the reciprocated support of all elected officials at the Municipal, County and State level empowered to legislate this new direction for New Jersey.

Mr. Bischoff made a motion to adopt the above resolution. Mr. Mazza seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

- Letter JCP&L re: Posting Signs and Banners on Utility Poles. Briefly discussed by Committee. Clerk asked to give a copy to Zoning Officer.

Mr. Mazza mentioned the following correspondence: None

Mrs. Dziubek mentioned the following correspondence: None

Mr. Severino mentioned the following correspondence: None

## **PUBLIC COMMENTS**

- Michele McBride, Olde Forge Rd, Hampton – wrote letter to the County Engineering Office concerning truck traffic on Charlestown Road. The Township Committee assured Ms. McBride that Bob Clerico, Twp. Engineer is looking into this matter.

## **OUT OF AGENDA ORDER**

## **VISITORS**

- Dan Van Fossen, Pattenburg Fire Dept – Presented the 2010 Fire Dept Budget to the Committee. He asked the Committee for financial assistance with the purchase of a new Fire Truck. Mr. Van Fossen said that the Fire Co. has a shortfall of a \$70,000.

## **BACK TO AGENDA ORDER:**

**PUBLIC HEARING** - None

## **OLD BUSINESS**

- Motion to Approve:** Junkyard License – Cozze Brothers LLC

Mrs. Dziubek made a motion to renew the Junkyard License operated by Cozze Brothers LLC, subject to inspection by the Union Township Zoning Officer. According to the Township Ordinance, the term of the license is from July 1<sup>st</sup> to June 30<sup>th</sup>. Mr. Bischoff seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion approved.

**NEW BUSINESS**

a. The following resolution was introduced for adoption:

**RESOLUTION #2010-47****UNION TOWNSHIP; HUNTERDON COUNTY****AUTHORIZING 2010 PROFESSIONAL SERVICE CONTRACT; ENVIRONMENTAL CONSULTING SERVICES; Stephen J. Souza, Ph. D.; Princeton Hydro, LLC**

WHEREAS, the Township of Union has a need for environmental consultant services as a non-fair and open contract pursuant to the provisions of N.J.S.A.19:44-A-20.5; and

WHEREAS, the maximum amount of the contract may exceed the threshold amount established pursuant to N.J.S.A. 40A:11-3(b); and

WHEREAS, funds are available; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection;

WHEREAS, PRINCETON HYDRO LLC has completed and submitted a Business Entity Disclosure Certification which certifies that PRINCETON HYDRO LLC has not made any reportable contributions to a political or candidate committee in the Township of Union in the previous one year, and that the contract will prohibit PRINCETON HYDRO LLC from making any reportable contributions through the term of the contract; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Union, Hunterdon County, New Jersey, as follows:

1. The Mayor and Township Clerk are hereby authorized and directed to execute a professional services agreement with Princeton Hydro, LLC, (Stephen J. Souza, Ph. D.) for environmental consulting services;
2. This Contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law.
3. Approval of the attached Contract is subject to availability and appropriation of sufficient funds as may be required in the **2010** temporary/permanent Municipal budgets.
4. A notice of this action shall be printed once in the official newspaper.

**CERTIFICATION AS TO AVAILABILITY OF FUNDS**

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:34-5.1 et seq., I, Grace M. Brennan, as Chief Financial Officer of the Township of Union, have ascertained that there are available sufficient uncommitted appropriated funds in the 2010 Temporary/Adopted Budget to award a contract to Stephen J. Souza, Ph. D.; Princeton Hydro, LLC, as appropriated under the line item \_\_\_\_\_.

Date: \_\_\_\_\_

\_\_\_\_\_  
Grace M. Brennan, CFO

Mrs. Dziubek made a motion to adopt the above resolution, subject to Attorney review and approval. Mr. Bischoff seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

b. The following resolution was introduced for adoption:

**RESOLUTION #2010-48  
UNION TOWNSHIP, HUNTERDON COUNTY  
ISSUANCE OF DUPLICATE TAX SALE CERTIFICATE #09-06  
BLOCK 22, LOT 30**

**WHEREAS**, Tax Sale Certificate #09-06 for Block 22, Lot 30 owned by Delaware Strategies was lost after its recording at the Hunterdon County Clerk's Office.

**WHEREAS**, Mr. Lowen K. Hankin, Agent for Delaware Strategies Fund I, LLC, has requested Union Township to issue a duplicate certificate.

**WHEREAS**, Mr. Lowen K. Hankin has issued a check payable to the order of "Tax Collector, Union Township" in the amount of \$100.00, in payment of Union Township's fee to issue a duplicate certificate for Certificate #09-06.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Union to authorize the Tax Collector to issue a duplicate Tax Sale Certificate as allowed by law of original Certificate No. 09-06 (copy of original Certificate attached).

Mr. Bischoff made a motion to approve the above resolution. Mr. Mazza seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

c. The following resolution was introduced for adoption:

**RESOLUTION #2010-49  
OPPOSING S-458; COUNTYWIDE ADMINISTRATION OF MUNICIPAL PROPERTY TAX  
ASSESSMENT AND COLLECTION, MUNICIPAL ANIMAL CONTROL AND PUBLIC HEALTH  
SERVICES  
UNION TOWNSHIP, HUNTERDON COUNTY**

**Whereas**, Senate Bill 458 calls for a referendum to consolidate the municipal tax assessor, municipal tax collector, municipal health services and municipal animal control services at the county, and;

**Whereas**, Senate bill 458 does not give the municipality any option if the county voters cast a majority to consolidate, and;

**Whereas**, consolidation would cause unnecessary hardship on citizens who rely on the municipal tax office for information and assistance, particularly the community's senior citizens who depend on tax offices for assistance in completing tax freeze and rebate forms. Without proper study there is no proof that consolidation will save any public money, and;

**Whereas**, Senate Bill 458 calls for a master plan for the consolidation of the tax assessment and tax collection functions after enactment of the proposal without giving the public the opportunity to review and comment on the proposed master plan, and;

**Whereas**, current state statutes place responsibility for tax assessment and tax collection under municipal jurisdiction, and;

**Whereas**, it is the municipalities responsibility to collect all property taxes due and distribute same to the other taxing authorities, as well as enforcing laws on delinquents, and;

**Whereas**, current statute provide for the reserve for uncollected taxes to be included in the municipal budget;

**Now, therefore, be it Resolved**, that the governing body of the Township of Union, Hunterdon County does hereby oppose the passage and enactment of Senate Bill 458.

**Be it Further Resolved**, that a certified copy of this resolution be sent to Senate President Stephen Sweeney, Senator Jeffrey Van Drew, Chairman of the Community & Urban Affairs Committee and Senator Michael Doherty representing this district as a sign of our opposition to this proposal.

Mr. Bischoff made a motion to approve the above resolution. Mrs. Dziubek seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

d. The following resolution was introduced for adoption:

**RESOLUTION 2010-50  
ACKNOWLEDGEMENT OF VACATION PAY FOR  
KATHERINE CUPON, COURT ADMINISTRATOR**

**WHEREAS**, Katherine Cupon did retire on January 31, 2010; and

**WHEREAS**, Ms. Cupon completed 22 years of service to the Township of Union, Hunterdon County, State of New Jersey; and

**WHEREAS**, Ms. Cupon earned four weeks' vacation during her last year of service,

**NOW THEREFORE BE IT RESOLVED** that the Township Committee of the Township of Union hereby authorizes payment of \$3,578.40 to be made to Katherine Cupon for accumulated unused vacation pay.

Mrs. Dziubek made a motion to approve the above resolution subject to Atty. Jost clarification of the interpretation of the Union Twp. Personnel Manual. Mr. Bischoff seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

e. The following resolution was introduced for adoption:

**RESOLUTION #2010-51  
UNION TOWNSHIP; HUNTERDON COUNTY  
TONNAGE GRANT APPLICATION**

**WHEREAS**, The Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for such tonnage grants for calendar year **2009** will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township Committee of the Township of Union, Hunterdon County to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, Hunterdon County, hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Joseph Peake to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

Mr. Bischoff made a motion to approve the above resolution. Mr. Mazza seconded the motion. Vote: Ayes - Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

f. The following resolution was introduced for adoption:

**RESOLUTION 2010-52**  
**ESCROW REFUND - Joseph V. Martin**  
**23 County Road 635, Hampton, NJ 08827**  
**Escrow A/C # 711491**

**WHEREAS**, Joseph V. Martin did post an escrow account for application number 2008-001, and

**WHEREAS**, the application is final and all invoices have been paid,

**WHEREAS**, there is a remaining balance of \$1,021.71 in the escrow account,

**NOW, THEREFORE, BE IT RESOLVED** that the balance of this escrow account, in the amount of \$1,021.71 be refunded to Mr. Joseph V. Martin.

Mrs. Dziubek made a motion to adopt the above resolution. Mr. Mazza seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.



g. The following resolution introduced for adoption:

**RESOLUTION 2010-53  
ESCROW REFUND - Rita Ann Petri  
25 Stonehaven Lane, Asbury, NJ 08802  
Escrow Account #711494**

**WHEREAS**, Rita Ann Petri did post an escrow account for application number 2008-005, and

**WHEREAS**, the application is final and all invoices have been paid,

**WHEREAS**, there is a remaining balance of \$1,695.22 in the escrow account,

**NOW, THEREFORE, BE IT RESOLVED** that the balance of this escrow account, in the amount of \$1,695.22 be refunded to Mrs. Rita Ann Petri.

Mrs. Dziubek made a motion to adopt the above resolution. Mr. Bischoff seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

h. **Motion to Approve** – Application for Use of Public Facilities – Colonial Quilters

Mrs. Dziubek made a motion to approve the application for Use of Public Facilities for the Colonial Quilters. Mr. Bischoff seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

i. **Motion to Approve** – Union Twp Recreation – Facility Use Application.

Tabled for next meeting, pending Attorney review.

j. **Motion to Approve** – Application for Special Permit for Social Affair – The Arc of Hunterdon Foundation

Mr. Bischoff made a motion to approve the above application. Mr. Mazza seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

k. **Mayoral Appointment**

The Mayor appointed Page Stiger as a member of the Union Township Agricultural Committee.

**NEW ORDINANCE** – 1<sup>ST</sup> Reading – None

## **REPORTS**

**Engineer's Report** – No report submitted

**Attorney's Report** – Mr. Jost reported the following:

- Hunting issue on Township properties. Discussed.
- Letter from Atty. DeSapio regarding RFP's for the Hoffman property. Meeting scheduled for next week.
- Time of Decision Rule, Senate Bill. Resolution scheduled for next meeting.
- Atty. Jost will prepare leasing agreements for Township's owned properties (farms).

**Mayor's Report** – Mayor Severino reported the following:

- Spoke with Township Engineer regarding meeting requirements to provide running water at Finn Road Park pavilion.
- Conducted tour of the Municipal Building to Cub Scouts this past Saturday.
- Spoke to Mrs. Dziubek regarding resident on Cooks Cross Rd. that was charged inspection fee against his escrow account for gas line installation. Briefly discussed.

**COMMITTEE REPORT**

Mr. Haynes reported the following: None

Mrs. Dziubek reported the following:

- Recreation website. Mrs. Dziubek will call our webmaster to discuss simplification of website access by UT Recreation Committee.
- Tax collector position. The Committee discussed strategies to attract more candidates.
- Attended PAIC Insurance Seminar. Mrs. Dziubek gave an overview of the seminar to the Committee.

Mr. Bischoff reported the following:

- PAIC Insurance Meeting. Mr. Bischoff asked the Clerk to call the insurance risk manager Mr. Tarricone to give a yearly update on insurance coverage.
- Quote “Giving money and power to government is like giving whiskey and car keys to teenage boys.” P.J. O’Rourke, Civil Libertarian.
- Article in 2/25/10 Democrat, Freeholders approving Federal Aid agreements for \$1.9 to repave County Roads 623 and 625 in Alexandria, Clinton and Union Townships.
- Paris Grant will assist with document purging.
- Union Township Farmland Preservation Plan, deficiencies in the plan, it will be revised.

Mr. Mazza reported the following:

- Truck gear destroyed in last snow storm, a \$6,000 repair. Road Dept. asked permission to use truck designated for Animal Control pickup; Committee had no objection.
- Email from Recreation Committee concerning aluminum cross bars for soccer goals. Mr. Mazza will follow up.

Mr. Severino reported the following:

- Mr. Peake will be attending the County Recycling Meeting, Friday, March 5<sup>th</sup>.

**CLERK’S REPORT**

- Raffle License #2010-4 Woodlands Wildlife Refuge, Inc.; On Premise Tricky Tray; 04/09/10
- Raffle License #2010-5 Woodlands Wildlife Refuge, Inc.; On Premise 50/50; 03/20/10
- Raffle License #2010-6 America’s Grow-A-Row, Inc.; On Premise 50/50; 03/20/10

Mr. Haynes made a motion to approve the above Raffle Licenses. Mrs. Dziubek seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

**PUBLIC COMMENTS**

Michele McBride thanked the Committee for adopting the resolution on the opposition to the Franklin Twp., Warren County Truck Depot. The applicant has withdrawn their application.

**PAYMENT OF THE BILLS**

Mr. Haynes moved that all claims against the Township of Union as appearing in the Claims Register of this date be paid and that all checks listed hereinafter be issued in payment thereof. Mr. Mazza seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion Carried.

**EXECUTIVE SESSION** – the following resolution was introduced for adoption:

**RESOLUTION 2010-54****Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12**

**WHEREAS**, the Township Committee of the Township of Union is subject to certain requirements of the *Open Public Meetings Act*, N.J.S.A. 10:4-6, et. seq.; and

**WHEREAS**, the *Open Public Meetings Act*, N.J.S.A. 10-4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

**WHEREAS**, it is necessary for the Township Committee of the Township of Union to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

1. \_\_\_\_\_ *Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege*: Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Union, assembled in Executive session on March 3, 2010, at 9:46 p.m. in the Union Township Municipal Building, 140 Perryville Road, Hampton, New Jersey, for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Committee that the public interest will no longer be served by such confidentiality.

Mr. Bischoff made a motion to adopt the above resolution. Mr. Haynes seconded. Vote: Ayes - Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion Carried.

At 9:51 pm, Mr. Bischoff made a motion to come out of Executive Session. Mr. Haynes seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

**ADJOURNMENT** – There being no further business to come before the Township Committee at this time, Mrs. Dziubek made a motion to adjourn. Mr. Haynes seconded the motion. Motion carried by unanimous favorable roll call vote.

Meeting adjourned at approximately 9:51 pm.

**RE-OPEN MEETING AT 9:58 PM**

Mr. Mazza made a motion to reopen the meeting at 9:58 pm. Mr. Bischoff seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

**ROLL CALL** - Present: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek

Absent:

Others Present: J. Peter Jost, Esq., Ella M. Ruta, Township Clerk

As discussed in Mr. Mazza's report, the 2005 International Dump Truck that was damaged during snow plowing. It is imperative that the truck be available as soon as possible in the event of another snow storm.

Mr. Mazza made a motion to authorize expenditure of \$6,000.00 for emergency repairs. Flynn's Garage in Glen Gardner, NJ will perform the work. Mr. Bischoff seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

**ADJOURNMENT** – Mrs. Dziubek made a motion to adjourn. Mr. Bischoff seconded the motion. Motion carried by unanimous favorable roll call vote.

Meeting adjourned at approximately 10:00 pm.

Respectfully submitted,

Pat Essig  
Administrative Assistant